



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Marsh et al.

Serial No.: 09/758,824

Filed: January 11, 2001

For: **SYSTEM AND METHOD FOR
DETERMINING OPTICAL
WIRELESS COMMUNICATION
SERVICE PLANS BASED ON
HISTORICAL PROJECTION
ANALYSIS**

Examiner: Catherine M. Colon

Examining Group 2163

RECEIVED
APR 12 2002
Technology Center 2100

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

THIRD PARTY SUBMISSION IN PUBLISHED APPLICATION
UNDER 37 C.F.R. § 1.99

Dear Sir:

Pursuant to 37 C.F.R. § 1.99, this is a submission of patents and published patent applications for entry in the above-noted pending published application. A listing of the patents and published patent applications are provided on the attached IDS Form as well as a copy of which is provided for use by the Examiner. Note, the published patent applications are pending applications filed by Applicant that may be relevant to the prosecution of the above-noted patent application because it is based on the same provisional patent application.

Additionally, a fee in compliance with 37 C.F.R. § 1.17(p) is enclosed but should an additional fee be required, please charge Deposit Account 50-1123.

Pursuant to 37 C.F.R. § 1.248, the submission was served concurrently with this filing on April 5, 2002 by transmission by first class mail to the following correspondence address or attorney of record in the published patent application:

Scott A. Horstemeyer
Thomas, Kayden, Horstemeyer & Risley, L.L.P.
Suite 1750
100 Galleria Parkway
Atlanta, GA 30339

04/09/2002 NH0HAMM1 00000105 09758824

01 FC:126

180.00 DP



Consideration of the submitted published patent application is respectfully requested.

Respectfully submitted,

Date: 4/05/02

Kent A. Lembke

Kent A. Lembke, Reg. No. 44,866
HOGAN & HARTSON LLP
One Tabor Center
1200 17th Street, Suite 1500
Denver, Colorado 80202
Phone: (720) 406-5378
Fax: (720) 406-5301

04-08-02

2163/1



Express Mail No. EL 791523661 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Marsh, et al.

Serial No. 09/758,824

Filed: January 11, 2001

For: SYSTEM AND METHOD FOR
DETERMINING OPTIMAL WIRELESS
COMMUNICATION SERVICE PLANS
BASED ON HISTORICAL PROJECTION
ANALYSIS

Examiner: Catherine M. Colon

Examining Group: 2163

RECEIVED

APR 12 2002

Technology Center 2100

CERTIFICATE OF MAILING BY EXPRESS MAIL

Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned hereby certifies that the attached Third Party Submission in Published Application, Information Disclosure Statement, Form PTO/SB/08A with copies of issued patents and published patent applications, Check in the amount of \$180.00, return card and this Certificate of Mailing by Express Mail, relating to the above application, were deposited as "Express Mail" Mailing Label No. EL791523661US, with the United States Postal Service, addressed to The Commissioner for Patents, Washington, D.C., 20231 on April 5, 2002.

4/05/02
Date

4/05/02
Date

Kent A. Lembke
Mailer

Kent A. Lembke
Kent A. Lembke, Attny Reg. No. 44,866
HOGAN & HARTSON LLP
One Tabor Center
1200 17th Street, Suite, 1500
Denver, Colorado 80202
(720) 406-5378 Tel
(720) 406-5301 Fax